

§ 585.832

30 CFR Ch. V (7–1–12 Edition)

communication, and provide a written follow-up report (paper copy or electronically transmitted) within 15 business days after the incident:

- (1) Fatalities;
- (2) Incidents that require the evacuation of person(s) from the facility to shore or to another offshore facility;
- (3) Fires and explosions;
- (4) Collisions that result in property or equipment damage greater than \$25,000 (Collision means the act of a moving vessel (including an aircraft) striking another vessel, or striking a stationary vessel or object. Property or equipment damage means the cost of labor and material to restore all affected items to their condition before the damage, including, but not limited to, the OCS facility, a vessel, a helicopter, or the equipment. It does not include the cost of salvage, cleaning, dry docking, or demurrage);
- (5) Incidents involving structural damage to an OCS facility that is severe enough so that activities on the facility cannot continue until repairs are made;
- (6) Incidents involving crane or personnel/material handling activities, if they result in a fatality, injury, structural damage, or significant environmental damage;
- (7) Incidents that damage or disable safety systems or equipment (including firefighting systems);
- (8) Other incidents resulting in property or equipment damage greater than \$25,000; and
- (9) Any other incidents involving significant environmental damage, or harm.

(b) You must provide a written report of the following incidents to us within 15 days after the incident:

- (1) Any injuries that result in the injured person not being able to return to work or to all of their normal duties the day after the injury occurred; and
- (2) All incidents that require personnel on the facility to muster for evacuation for reasons not related to weather or drills.

§ 585.832 How do I report incidents requiring immediate notification?

For an incident requiring immediate notification under § 585.831(a), you must notify BOEM verbally after aiding the

injured and stabilizing the situation. Your verbal communication must provide the following information:

- (a) Date and time of occurrence;
- (b) Identification and contact information for the lessee, grant holder, or operator;
- (c) Contractor, and contractor representative's name and telephone number (if a contractor is involved in the incident or injury/fatality);
- (d) Lease number, OCS area, and block;
- (e) Platform/facility name and number, or cable or pipeline segment number;
- (f) Type of incident or injury/fatality;
- (g) Activity at time of incident; and
- (h) Description of the incident, damage, or injury/fatality.

§ 585.833 What are the reporting requirements for incidents requiring written notification?

(a) For any incident covered under § 585.831, you must submit a written report within 15 days after the incident to BOEM. The report must contain the following information:

- (1) Date and time of occurrence;
- (2) Identification and contact information for each lessee, grant holder, or operator;
- (3) Name and telephone number of the contractor and the contractor's representative, if a contractor is involved in the incident or injury;
- (4) Lease number, OCS area, and block;
- (5) Platform/facility name and number, or cable or pipeline segment number;
- (6) Type of incident or injury;
- (7) Activity at time of incident;
- (8) Description of incident, damage, or injury (including days away from work, restricted work, or job transfer), and any corrective action taken; and
- (9) Property or equipment damage estimate (in U.S. dollars).

(b) You may submit a report or form prepared for another agency in lieu of the written report required by paragraph (a) of this section if the report or form contains all required information.

(c) BOEM may require you to submit additional information about an incident on a case-by-case basis.

Subpart I—Decommissioning

DECOMMISSIONING OBLIGATIONS AND REQUIREMENTS

§ 585.900 Who must meet the decommissioning obligations in this subpart?

(a) Lessees are jointly and severally responsible for meeting decommissioning obligations for facilities on their leases, including all obstructions, as the obligations accrue and until each obligation is met.

(b) Grant holders are jointly and severally liable for meeting decommissioning obligations for facilities on their grant, including all obstructions, as the obligations accrue and until each obligation is met.

§ 585.901 When do I accrue decommissioning obligations?

You accrue decommissioning obligations when you are or become a lessee or grant holder, and you either install, construct, or acquire by a BOEM-approved assignment a facility, cable, or pipeline, or you create an obstruction to other uses of the OCS.

§ 585.902 What are the general requirements for decommissioning for facilities authorized under my SAP, COP, or GAP?

(a) Except as otherwise authorized by BOEM under § 585.909, within 2 years following termination of a lease or grant, you must:

(1) Remove or decommission all facilities, projects, cables, pipelines, and obstructions;

(2) Clear the seafloor of all obstructions created by activities on your lease, including your project easement, or grant, as required by the BOEM.

(b) Before decommissioning the facilities under your SAP, COP, or GAP, you must submit a decommissioning application and receive approval from the BOEM.

(c) The approval of the decommissioning concept in the SAP, COP, or GAP is not an approval of a decommissioning application. However, you may submit your complete decommissioning application simultaneously with the SAP, COP, or GAP so that it may undergo appropriate technical and regulatory reviews at that time.

(d) Following approval of your decommissioning application, you must submit a decommissioning notice under § 585.908 to BOEM at least 60 days before commencing decommissioning activities.

(e) If you, your subcontractors, or any agent acting on your behalf discover any archaeological resource while conducting decommissioning activities, you must immediately halt bottom-disturbing activities within 1,000 feet of the discovery and report the discovery to us within 72 hours. We will inform you how to conduct investigations to determine if the resource is significant and how to protect it. You, your subcontractors, or any agent acting on your behalf must keep the location of the discovery confidential and must not take any action that may adversely affect the archaeological resource until we have made an evaluation and told you how to proceed.

(f) Provide BOEM with documentation of any coordination efforts you have made with the affected States, local, and Tribal governments.

§ 585.903 What are the requirements for decommissioning FERC-licensed hydrokinetic facilities?

You must comply with the decommissioning requirements in your BOEM-issued lease. If you fail to comply with the decommissioning requirements of your lease then:

(a) BOEM may call for the forfeiture of your bond or other financial assurance;

(b) You remain liable for removal or disposal costs and responsible for accidents or damages that might result from such failure; and

(c) BOEM may take enforcement action under § 585.400 of this part.

§ 585.904 Can I request a departure from the decommissioning requirements?

You may request a departure from the decommissioning requirements under § 585.103.